

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
NO. 5:09-CR-216-FL-8**

UNITED STATES OF AMERICA

v.

**ZIYAD YAGHI,
Defendant.**

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**NOTICE OF COMPLIANCE
RE: TRANSCRIPTS**

Defendant Ziyad Yaghi, through counsel, hereby gives notice to the Court of his compliance with the Court's deadline for providing objections/consent to the Government to the Government's proposed transcripts of all remaining government designated audio (as defined in DE #287).

By submitting only certain specific objections to the Government's proposed transcripts as required by this Court's Order of July 14, 2010 (DE #479), defendant Ziyad Yaghi does not concede or stipulate that the Government's proposed transcripts are completely accurate or that a proper foundation has been or can be laid for their introduction into evidence, or that the transcripts are admissible at trial. Also, defendant Ziyad Yaghi is not stipulating that the transcripts are the "best evidence" (Fed. R. Evid. 1002) of the underlying recordings, or that the jury should be allowed to review transcripts in the jury room during jury deliberations. By complying with the Court's Order, defendant does not waive any objection or motion he may have under Rule 106, Fed. R. Evid., at trial.

Defendant Ziyad Yaghi respectfully reserves the right to file further objections to the incompleteness of the proffered audiotapes and transcripts, especially where there are significant lapses of audible or discernible voices.

Respectfully submitted this the 1st day of April, 2011.

/s/James M. Ayers II

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Criminal – Appointed

CERTIFICATE OF SERVICE

This is to certify that the undersigned has personally served a copy of the forgoing Notice of Compliance re: Transcripts, according to the applicable Civil Procedure Rules of this Court, to wit:

 X CM/ECF (U.S. District Courts; U.S. Courts of Appeal)

Date April 1, 2011

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